

AMENDED IN SENATE JUNE 28, 2010
AMENDED IN ASSEMBLY MAY 28, 2010
AMENDED IN ASSEMBLY MAY 10, 2010
AMENDED IN ASSEMBLY APRIL 20, 2010
AMENDED IN ASSEMBLY APRIL 7, 2010
AMENDED IN ASSEMBLY APRIL 5, 2010
AMENDED IN ASSEMBLY MARCH 23, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 1647

Introduced by Assembly Members Hayashi and Hill
(Coauthors: Assembly Members Ammiano, Bass, Beall, Buchanan,
Coto, Davis, Fletcher, Furutani, Galgiani, Huffman, Lieu,
Bonnie Lowenthal, Ruskin, Saldana, Smyth, and Solorio)
(Coauthor: Senator Strickland)

January 13, 2010

An act to add Chapter 2.7 (commencing with Section 18898) to Division 8 of the Business and Professions Code, ~~and to add Section 33355 to the Education Code, relating to~~ *relating to* athletics.

LEGISLATIVE COUNSEL'S DIGEST

AB 1647, as amended, Hayashi. Athletics.

~~(1) Existing~~

Existing law provides for the regulation of various professions and vocations, including those of an athlete agent.

This bill would make it unlawful for any person to hold himself or herself out as ~~an~~ *a certified* athletic trainer unless he or she has been certified by the Board of Certification, Inc., and has either graduated from a college or university, after completing an accredited athletic training education program, as specified, or completed requirements for certification by the Board of Certification, Inc., prior to January 1, 2004. ~~The bill would prohibit an athletic trainer from engaging in athletic training activities unless pursuant to protocols developed by a physician and surgeon for that athletic trainer.~~ The bill would make it an unfair business practice to violate these provisions.

(2) ~~Existing law grants the State Department of Education certain authority over interscholastic athletics, including the authority to state that the policies of school districts, of associations or consortia of school districts, and of the California Interscholastic Federation, concerning interscholastic athletics, are in compliance with both state and federal law.~~

~~This bill would require the department to adopt a heat-acclimatization program established by the National Athletic Trainers' Association or other similarly recognized organization, and to post this program on its Internet Web site.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~yes~~ *no*. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 2.7 (commencing with Section 18898)
2 is added to Division 8 of the Business and Professions Code, to
3 read:

4
5 CHAPTER 2.7. ATHLETIC TRAINERS

6
7 18898. (a) No person shall hold himself or herself out to be
8 ~~an~~ *a certified* athletic trainer unless he or she meets the following
9 requirements:

10 (1) He or she has done either of the following:
11 (A) Graduated from a college or university after completing an
12 athletic training education program accredited by the Commission
13 on Accreditation of Athletic Training Education, or its predecessors
14 or successors.

1 (B) Completed requirements for certification by the Board of
2 Certification, Inc., prior to January 1, 2004.

3 (2) He or she has been certified by the Board of Certification,
4 Inc.

5 ~~(b) An athletic trainer shall engage in athletic training activities~~
6 ~~only pursuant to protocols developed for that athletic trainer by a~~
7 ~~physician and surgeon licensed by the Medical Board of California~~
8 ~~or an osteopathic physician and surgeon licensed by the~~
9 ~~Osteopathic Medical Board of California.~~

10 (e)
11 (b) It is an unfair business practice within the meaning of
12 Chapter 5 (commencing with Section 17200) of Part 2 of Division
13 7 for any person to use the title of ~~“athletic trainer” or “certified~~
14 ~~athletic trainer”~~ or any other term, such as “licensed,” “registered,”
15 or “ATC,” that implies or suggests that the person is certified as
16 an athletic trainer, if the person does not meet the requirements of
17 subdivision (a) ~~and engages in athletic trainer activities pursuant~~
18 ~~to subdivision (b).~~

19 ~~SEC. 2. Section 33355 is added to the Education Code, to read:~~

20 ~~33355. The department shall adopt a heat-acclimatization~~
21 ~~program established by the National Athletic Trainers’ Association~~
22 ~~or other similarly recognized organization and shall post this~~
23 ~~program on its Internet Web site.~~